

**TOWN OF HAMPDEN**

**EDYTHE L. DYER COMMUNITY LIBRARY ORDINANCE**

**Adopted**

**May 16, 1983**

**TOWN OF HAMPDEN, MAINE**

**EDYTHE L. DYER COMMUNITY LIBRARY ORDINANCE**

CERTIFIED BY:

A handwritten signature in cursive script that reads "Paula A. Scott". The signature is written in dark ink and is positioned above a horizontal line.

Paula Scott, Town Clerk

Town Clerk  
Affix Seal



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## EDYTHER L. DYER COMMUNITY LIBRARY ORDINANCE

Enactment: Pursuant to the provisions of the charter of the Town of Hampden, Article II, Section 212, and Article III, Section 302, THE TOWN OF HAMPDEN HEREBY ORDAINS that there is established a public library, to be known as the Edythe L. Dyer Community Library, to be organized, administered and governed in accordance with the following provisions:

### SECTION I - ESTABLISHMENT

The Edythe L. Dyer Community Library is established as a department of the town, and shall be administered consistent with its role as such.

### SECTION II - ORGANIZATION AND ADMINISTRATION

#### Section 2.1 Library Director

- a. Position - There is hereby authorized and established the position of Library Director. This position shall be included in the Personnel Classification and Compensation Plan for the Town of Hampden.
- b. Appointment – The Library Director shall be appointed by the Town Manager in consultation with the Board of Trustees, subject to confirmation by the Town Council and consistent with the personnel rules of the Town and the Town Charter.
- c. Duties – The Library Director shall have the responsibility for the daily operation and management of the Library as a department of the Town and consistent with the personnel rules of the Town and the Town Charter. The Library Director shall make a periodic report to the Town Manager at such frequency as s directed as to the business of the Library for the period since the last report. The Library shall be operated and managed subject to the directives of the Town Manager and consistent with the policies and rules and regulations promulgated by the Board of Trustees.

The Library Director shall be a member, ex-officio of the Board of Trustees.

#### Section 2.2 - Board of Trustees

- a. Appointment Term - The Board of Trustees of the library shall consist of 9 persons, 7 appointed by the Town Council. The trustees shall serve staggered three (3) year terms. No member of the Town Council may serve on the Board of Trustees.
- b. Duties; Function - The Board of Trustees shall have the responsibility for establishing Library policies, authorizing the expenditures of Library funds and, consistent with the position of the Library as a town department, shall otherwise assume responsibility for operation and administration of the Library. The Board of Trustees shall have the power to adopt such reasonable rules and regulations for the management and administration of the Library as it deems appropriate, including the power to establish fines and penalties for violation of said rules and regulations. The Board shall meet regularly. The Board shall adopt its own bylaws and at an annual meeting shall elect a Chair, Vice-Chair, and Treasurer. The Board may also create an Executive Committee, consisting of three members of the Board of Trustees, one of which shall be Chair, to which certain of the responsibilities of the Board may be delegated. Such rules or regulations for

management and administration of the Library as the Board adopts shall be promptly reported to the Town Manager. The Town Manager and Town Mayor are members ex-officio of the Board of Trustees, and in the event the Board chooses to create an Executive Committee, the Town Manager shall be an ex-officio member of said committee. The Board of Trustees shall also make recommendations to the Town Manager as to nominations for membership to the Board. The Board of Trustees shall have the authority to name various persons to the Board of Trustees as honorary members of the Board as it deems appropriate, but only by a majority vote of the membership of the entire Board. Honorary Trustees may participate in meetings of the full Board of Trustees but may not vote and shall have no authority as to the administration of the Library, which is hereby granted to the Board of Trustees. The Board of Trustees may also accept gifts and donations to the Library either in trust or outright, and may act as trustee of any donations or gifts in trust. In the event the Board accepts any gifts or donations in trust it shall at all times be consistent with the terms of the trust or gift. The responsibility of the Board for gifts or donations in trust may not be delegated to a lesser committee of the Board.

### **SECTION III - VALIDITY, REPEALER AND EFFECTIVE DATE**

#### **Section 3.1 - Validity; Conflict of Laws; Effective Date**

- a. Validity - Should any section or provisions of this ordinance be declared by a court of competent jurisdiction to be invalid, such determination of invalidity shall not invalidate or affect any other section or provision of this ordinance, and to that end the provisions of this ordinance are declared to be severable.
- b. Repealer - All ordinances, resolutions, orders and votes of the Town of Hampden, by whatever governing body enacted, and which relate to the creation of a public library in the Town of Hampden, are hereby repealed to the extent they are inconsistent with this ordinance.
- c. Effective Date - The effective date of this ordinance shall be thirty (30) days after adoption by the Town Council.